

AMENDED IN SENATE JUNE 7, 2000
AMENDED IN ASSEMBLY APRIL 24, 2000

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1965

Introduced by Assembly Member Leach
(Coauthors: Assembly Members Aanestad, Alquist, Battin,
Robert Pacheco, Runner, and Zettel)
(Coauthors: Senators Haynes, Knight, and Murray)

February 18, 2000

An act to amend Sections 1798.61 and 1798.75 of, and to add Section 1798.69 to, the Civil Code, relating to information practices.

LEGISLATIVE COUNSEL'S DIGEST

AB 1965, as amended, Leach. Information practices: State Board of Equalization.

The Information Practices Act prohibits the distribution of an individual's name and address for commercial purposes, sale, or rental by a state agency, unless specifically authorized by law. The act does not prohibit the release of only names and addresses of persons possessing licenses to engage in professional occupations or of persons who are registered with, or are holding licenses or permits issued by, the State Board of Equalization.

This bill would prohibit the State Board of Equalization from releasing the names and addresses of individuals who are registered with, or are holding licenses or permits issued by,

the State Board of Equalization except to the extent necessary to verify resale certificates or to administer the tax and fee provisions of the Revenue and Taxation Code. *The bill would provide that its provisions do not prohibit the release by the State Board of Equalization to, or limit the use by, any federal or state agency, or local government, of any data collected by the board.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1798.61 of the Civil Code is
2 amended to read:

3 1798.61. (a) Nothing in this chapter shall prohibit the
4 release of only names and addresses of persons possessing
5 licenses to engage in professional occupations.

6 (b) Nothing in this chapter shall prohibit the release of
7 only names and addresses of persons applying for licenses
8 to engage in professional occupations for the sole purpose
9 of providing those persons with informational materials
10 relating to available professional educational materials or
11 courses.

12 SEC. 2. Section 1798.69 is added to the Civil Code, to
13 read:

14 1798.69. ~~The~~—(a) *Except as provided in subdivision*
15 *(b), the State Board of Equalization may not release the*
16 *names and addresses of individuals who are registered*
17 *with, or are holding licenses or permits issued by, the*
18 *State Board of Equalization except to the extent*
19 *necessary to verify resale certificates or to administer the*
20 *tax and fee provisions of the Revenue and Taxation Code.*

21 ~~Nothing in this section shall prohibit the release to any~~
22 ~~local jurisdiction of any data collected by the State Board~~
23 ~~of Equalization in the course of the administration of a~~
24 ~~local tax pursuant to a contract between the board and~~
25 ~~the local jurisdiction.~~

26 (b) *Nothing in this section shall prohibit the release by*
27 *the State Board of Equalization to, or limit the use by, any*

1 *federal or state agency, or local government, of any data*
2 *collected by the board.*

3 SEC. 3. Section 1798.75 of the Civil Code is amended
4 to read:

5 1798.75. This chapter shall not be deemed to
6 supersede Chapter 3.5 (commencing with Section 6250)
7 of Division 7 of Title 1 of the Government Code, except
8 as to the provisions of Sections 1798.60, 1798.69, and
9 1798.70.

O

